

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John A. Copeland III Examiner: Baum, Ronald
Serial No.: 10/000,396 Group Art Unit: 2136
Filed: November 30, 2001 Docket: 10775-36246
Confirmation No.: 9056
Due Date: January 30, 2007 Notice of Allow. Date: October 30, 2006
Title: *Flow-Based Detection of Network Intrusions*

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence was sent via U.S. mail addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, sent via facsimile No. 571 273 8300 or filed electronically via EFS-Web on January 12, 2007.

By: 
Name: John R. Harris

**COMMENTS ON EXAMINER'S STATEMENT OF REASONS
FOR ALLOWANCE**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

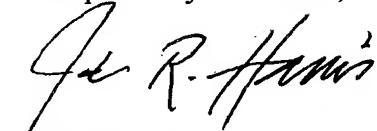
Dear Sir:

Pursuant to MPEP Section 1302.14, the following comments by the Applicant are provided so that the record is clear that the Applicant does not necessarily agree with all of the reasons given by the examiner for allowing this application. Although the Applicant appreciates the allowance, these comments are believed necessary so as to negate any presumption of acquiescence to those reasons and any negative inferences that may flow therefrom.

An Examiner's Statement of Reasons for Allowance was included with the Notice of Allowance mailed on October 30, 2006. That Statement set forth an interpretation of the disclosure of certain references (mainly, the Mahoney article) and indicated that nowhere in the prior art is found collectively certain identified *italicized* claim elements, some of which were reproduced in the Statement.

Although the Applicant appreciates and agrees with the examiner that the prior art cited does not anticipate individually nor teach in combination the Applicant's inventions, the Applicant wishes to state for the record its assertion that none of the references of record—including but not limited to the Mahoney reference, as well as the other references—anticipate, disclose, teach or suggest the inventions as set forth in the claims in this application as allowed, and not necessarily as summarized and/or characterized by the examiner, whether or not as italicized, in the Examiner's Statement of Reasons for Allowance.

Respectfully submitted,



John R. Harris
Reg. No. 30,388

MORRIS, MANNING & MARTIN, LLP
1600 Atlanta Financial Center
3343 Peachtree Road, NE
Atlanta, GA 30326
(404) 233-7000
(404) 365-9532 - fax